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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 JIANLIANG ZHU

Case No.: C 08-0304 JCS

12 Plaintiff

13 vs.

**PARTIES' JOINT REQUEST TO BE
EXEMPT FROM FORMAL ADR
PROCESS**

14 MICHAEL CHERTOFF, Secretary of the
15 Department of Homeland Security;
16 CHRISTINA POULOS, Director,
17 California Service Center, U.S.C.I.S.;
18 CONDOLEEZZA RICE, Secretary of State,

19 Defendants.

20 Each of the undersigned certifies that he or she has read either the handbook entitled
21 "Dispute Resolution Procedures in the Northern District of California," or the specified portions
22 of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute
23 resolution options provided by the court and private entities, and considered whether this case
24 might benefit from any of them.

25 Here, the parties agree that referral to a formal ADR process will not be beneficial
26 because this mandamus action is limited to plaintiff's request that this Court compel
27 defendants to adjudicate his application for I-824. Given the substance of the action and the
28 lack of any potential middle ground, ADR will only serve to multiply the proceedings and
unnecessarily tax court resources.

Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from
the ADR Multi-Option Program and that they be excused from participating in the ADR phone
conference and any further formal ADR process.

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Dated: June 19, 2007

Respectfully submitted,
BAUGHMAN & WANG

/S/
JUSTIN X. WANG
Attorney for Plaintiff

Dated: June 19, 2007


JOSEPH P. RUSSONIELLO
United States Attorney

/S/
EDWARD A. OLSEN
Assistant United States Attorney
Attorneys for Defendants

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: June 20, 2008


JOSEPH C. SPERO
United States Magistrate Judge

